IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 10777 of 2004

For Approval and Signature:

HON'BLE MR.JUSTICE K.S.JHAVERI

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the concerned Magistrate/Magistrates,Judge/Judges,Tribunal/Tribunals? : NO

HEEL DEEP FARM PVT.LTD.

Versus

MANAGING DIRECTOR

Appearance:

1. Special Civil Application No. 10777 of 2004

MR RS SANJANWALA for Petitioner No. 1

MR PARESH M DAVE for Petitioner No. 1

MR MB GANDHI for Respondent No. 1

CORAM : HON'BLE MR.JUSTICE K.S.JHAVERI

Date of decision: 08/09/2004

ORAL JUDGEMENT

1.0. Rule. Mr. M.B. Gandhi waives service of rule on behalf of the respondent.

1.1. Heard the learned counsel for the respective parties.

2.0. Without entering into the mertis of the petition, on the suggestion of the Court, both the parties have agreed that they will maintain status quo and further the trial Court may be directed to expedite the suit within a period of six months.

2.1. Looking to the fact that respondent being a Government Corporation and as a right of way is claimed from their property, the suit is required to be expedited.

3.0. In that view of the matter, the Trial Court is directed to dispose of the suit within a period of six months from the date of receipt of the order of this Court. It is further directed that during the pendency the suit, both the parties shall maintain status-quo. The Trial Court shall sent a report with regard to the finalization of the suit.

3.1. With the above direction, the petition stands disposed of. Rule is made absolute to the aforesaid extent. No costs.

[K.S. JHAVERI, J.]

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